Basic information

2013/0423(NLE) NLE - Non-legislative enactments	Procedure completed
Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office **Subject** 6.40.01 Relations with EEA/EFTA countries 7.10.06 Asylum, refugees, displaced persons; Asylum, Migration and Integration Fund (AMIF) 8.40.08 Agencies and bodies of the EU **Geographical area** Liechtenstein	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	METSOLA Roberta (PPE)	30/01/2014

Committee for opinion	Rapporteur for opinion	Appointed
AFET Foreign Affairs	The committee decided not to give an opinion.	
DEVE Development	The committee decided not to give an opinion.	
BUDG Budgets	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
General Affairs	3292	2014-02-11
Agriculture and Fisheries	3314	2014-05-19

European Commission

Commission DG	Commissioner
Migration and Home Affairs	MALMSTRÖM Cecilia

Key events

Date	Event	Reference	Summary
10/12/2013	Preparatory document	COM(2013)0872	Summary
24/02/2014	Vote in committee		
04/03/2014	Legislative proposal published	18116/2013	Summary
10/03/2014	Committee referral announced in Parliament		
11/03/2014	Committee report tabled for plenary, 1st reading/single reading	A7-0168/2014	Summary
17/04/2014	Decision by Parliament	T7-0447/2014	Summary
17/04/2014	Results of vote in Parliament		
19/05/2014	Act adopted by Council after consultation of Parliament		
19/05/2014	End of procedure in Parliament		
11/06/2014	Final act published in Official Journal		

Technical information

Procedure reference	2013/0423(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legal basis	Treaty on the Functioning of the European Union TFEU 218-p6a Treaty on the Functioning of the European Union TFEU 078-p1 Treaty on the Functioning of the European Union TFEU 078-p2 Treaty on the Functioning of the European Union TFEU 074
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/7/14806

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE527.978	29/01/2014	
Committee report tabled for plenary, 1st reading/single reading		A7-0168/2014	11/03/2014	Summary
Text adopted by Parliament, 1st reading/single reading		T7-0447/2014	17/04/2014	Summary

Council of the EU

Document type	Reference	Date	Summary
Document attached to the procedure	18115/2013	04/02/2014	
Legislative proposal	18116/2013	04/03/2014	Summary

European Commission

Document type	Reference	Date	Summary
Preparatory document	COM(2013)0872	10/12/2013	Summary
Document attached to the procedure	COM(2013)0873	10/12/2013	

Additional information		
Source	**Document**	**Date**
European Commission	EUR-Lex	

Final act	
Decision 2014/0344 OJ L 170 11.06.2014, p. 0049	Summary

Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office

2013/0423(NLE) - 10/12/2013

PURPOSE: to conclude the Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: Regulation (EU) No 439/2010 established the European Asylum Support Office to strengthen practical cooperation between Member States on asylum, enhance the implementation of the Common European Asylum System and support Member States whose asylum and reception systems are under particular pressure.

Accordingly, Article 49 (1) of the Regulation stipulates that the Support Office shall be open to the participation of Iceland, **Liechtenstein**, Norway and Switzerland as observers.

Arrangements shall be made, specifying in particular the nature, extent and manner in which those countries are to participate in the Support Office's work.

The participation of associate countries in the Support Office's work is not only a logical step, having regard to their association to the Dublin system, but also has a clear added value to the Support Office's support offer such as:

- the exchange of best practices and expertise,
- the Support Office's permanent and emergency support,
- the Support Office's information gathering and analysis,
- the Support Office's early warning and preparedness system.

On that basis the Commission presented on 1 July 2011, a recommendation to the Council in order to authorise the Commission to open negotiations with Iceland, Norway, Switzerland, and Liechtenstein on international agreements establishing such arrangements.

The Commission received the Council authorisation to open negotiations with Iceland, Norway, Switzerland, and Liechtenstein on arrangements on the modalities of these countries' participation in EASO on 27 January 2012.

The negotiations were held jointly with all associate countries. Four rounds of negotiations took place.

The final text of the draft Arrangement with Liechtenstein was initialled on 28 June 2013.

It is now necessary to approve the Arrangement on behalf of the European Union.

CONTENT: with this proposed Decision, the Council is called upon to approve, on behalf of the Union, the Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office.

Main provisions of the Arrangement: the draft Arrangement foresees:

- the full participation of Liechtenstein in the activities of the Support Office,
- representation in the Support Office's Management Board as an observer and without voting rights,
- annual financial contributions of Liechtenstein, to the budget of the Support Office by an annual sum calculated in accordance with its GDP as a percentage of GDP of all States participating in the Support Office's work. Liechtenstein accepted provisions concerning a possible increased contribution if the Union contribution is increased.

Institutional provisions: the draft Arrangement foresees the establishment of a committee composed of representatives of the Commission and of the associate countries. For reasons of efficiency, this committee shall meet jointly with the corresponding Committees set up with other associated countries participating on the basis of Article 49 (1) of the Regulation. The committee was not mentioned in the negotiating directives and has been requested by the associate countries in order to allow for an exchange of information and monitor the proper implementation of the Arrangement.

Financial contribution: Liechtenstein shall contribute to the revenue of the Support Office an annual sum calculated in accordance with its Gross Domestic Product (GDP) as a percentage of the GDP of all participating States in accordance with the formula described in Annex I of the draft Arrangement.

Staff of the Support Office: the Staff Regulations of the European Union should apply to nationals of Liechtenstein recruited as staff members by the Support Office. Liechtenstein shall apply to the Support Office and to its staff the Protocol on the Privileges and Immunities of the European Union as well as any rules adopted pursuant to this Protocol relating to staff matters of the Support Office.

Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office

2013/0423(NLE) - 11/03/2014 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Civil Liberties, Justice and Home Affairs unanimously adopted the report by Roberta METSOLA (EPP, MT) on the draft Council decision on the conclusion of the Arrangement between the European Union and Liechtenstein on the modalities of its participation in the European Asylum Support Office.

The committee called on the European Parliament to give its consent to the conclusion of the Arrangement.

Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office

2013/0423(NLE) - 10/12/2013 - Preparatory document

PURPOSE: to conclude the Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: Regulation (EU) No 439/2010 established the European Asylum Support Office to strengthen practical cooperation between Member States on asylum, enhance the implementation of the Common European Asylum System and support Member States whose asylum and reception systems are under particular pressure.

Accordingly, Article 49 (1) of the Regulation stipulates that the Support Office shall be open to the participation of Iceland, **Liechtenstein**, Norway and Switzerland as observers.

Arrangements shall be made, specifying in particular the nature, extent and manner in which those countries are to participate in the Support Office's work.

The participation of associate countries in the Support Office's work is not only a logical step, having regard to their association to the Dublin system, but also has a clear added value to the Support Office's support offer such as:

- the exchange of best practices and expertise,
- the Support Office's permanent and emergency support,
- the Support Office's information gathering and analysis,
- the Support Office's early warning and preparedness system.

On that basis the Commission presented on 1 July 2011, a recommendation to the Council in order to authorise the Commission to open negotiations with Iceland, Norway, Switzerland, and Liechtenstein on international agreements establishing such arrangements.

The Commission received the Council authorisation to open negotiations with Iceland, Norway, Switzerland, and Liechtenstein on arrangements on the modalities of these countries' participation in EASO on 27 January 2012.

The negotiations were held jointly with all associate countries. Four rounds of negotiations took place.

The final text of the draft Arrangement with Liechtenstein was initialled on 28 June 2013.

It is now necessary to approve the Arrangement on behalf of the European Union.

CONTENT: with this proposed Decision, the Council is called upon to approve, on behalf of the Union, the Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office.

Main provisions of the Arrangement: the draft Arrangement foresees:

- the full participation of Liechtenstein in the activities of the Support Office,
- representation in the Support Office's Management Board as an observer and without voting rights,
- annual financial contributions of Liechtenstein, to the budget of the Support Office by an annual sum calculated in accordance with its GDP as a percentage of GDP of all States participating in the Support Office's work. Liechtenstein accepted provisions concerning a possible increased contribution if the Union contribution is increased.

Institutional provisions: the draft Arrangement foresees the establishment of a committee composed of representatives of the Commission and of the associate countries. For reasons of efficiency, this committee shall meet jointly with the corresponding Committees set up with other associated countries participating on the basis of Article 49 (1) of the Regulation. The committee was not mentioned in the negotiating directives and has been requested by the associate countries in order to allow for an exchange of information and monitor the proper implementation of the Arrangement.

Financial contribution: Liechtenstein shall contribute to the revenue of the Support Office an annual sum calculated in accordance with its Gross Domestic Product (GDP) as a percentage of the GDP of all participating States in accordance with the formula described in Annex I of the draft Arrangement.

Staff of the Support Office: the Staff Regulations of the European Union should apply to nationals of Liechtenstein recruited as staff members by the Support Office. Liechtenstein shall apply to the Support Office and to its staff the Protocol on the Privileges and Immunities of the European Union as well as any rules adopted pursuant to this Protocol relating to staff matters of the Support Office.

Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office

2013/0423(NLE) - 04/03/2014 - Legislative proposal

PURPOSE: to conclude the Arrangement between the European Union and the Principality of Liechtenstein on the modalities of its participation in the European Asylum Support Office.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: the Arrangement between the European Union and Liechtenstein on the modalities of its participation in the European Asylum Support Office has been signed, subject to its conclusion.

It is now necessary to approve the Arrangement on behalf of the European Union.

LEGAL BASIS: Article 74 and Article 78 (1) and (2), in conjunction with point (a) of Article 218 (6) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: under this proposal decision, the Council is invited to approve, on behalf of the European Union and its Member States, the Arrangement between the European Union and Liechtenstein on the modalities of its participation in the European Asylum Support Office.

Main provisions of the Arrangement: the draft Arrangement foresees:

- the full participation of Liechtenstein in the activities of the Support Office,
- representation in the Support Office's Management Board as an observer and without voting rights,
- annual financial contributions of Liechtenstein, to the budget of the Support Office by an annual sum calculated in accordance with its GDP as a percentage of GDP of all States participating in the Support Office's work. Liechtenstein accepted provisions concerning a possible increased contribution if the Union contribution is increased.

Territorial provisions: the United Kingdom and Ireland shall participate in the Decision. Denmark, on the other hand, shall not take part in this Decision.

For further details as regards the provisions of this Arrangement and its impact on the Union budget, *please refer to the proposal of the Commission's initial legislative proposal dated 10/12/2013*.

Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office

2013/0423(NLE) - 17/04/2014 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 541 votes to 12, with 2 abstentions, a legislative resolution on the draft Council decision on the conclusion of the Arrangement between the European Union and the Principality of Liechtenstein on the modalities of its participation in the European Asylum Support Office.

Parliament gave its consent to the conclusion of the Arrangement.

Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office

2013/0423(NLE) - 19/05/2014 - Final act

PURPOSE: to conclude the Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office.

NON-LEGISLATIVE ACT: Council Decision 2014/344/EU on the conclusion of the Arrangement between the European Union and the Principality of Liechtenstein on the modalities of its participation in the European Asylum Support Office

BACKGROUND: in accordance with Council Decision 2014/186/EU, the Arrangement between the European Union and Liechtenstein on the modalities of its participation in the European Asylum Support Office was signed on 3 March 2014, subject to its conclusion.

The Arrangement should be approved.

CONTENT: this Decision provides that the Council, after obtaining the approval of the European Parliament, approves, on behalf of the Union, the Arrangement with Liechtenstein on the modalities of its participation in the European Asylum Support Office.

Main provisions of the Arrangement: the Arrangement provides:

- €€€€€€€ the full participation of Liechtenstein in the activities of the Support Office,
- €€€€€€€ representation in the Support Office's Management Board as an observer and without voting rights,
- €€€€€€€ annual financial contributions of Liechtenstein, to the budget of the Support Office by an annual sum calculated in accordance with its GDP as a percentage of GDP of all States participating in the Support Office's work. Liechtenstein accepted provisions concerning a possible increased contribution if the Union contribution is increased.

Institutional provisions: the Arrangement also provides the establishment of a committee composed of representatives of the Commission and of the associate countries. For reasons of efficiency, this committee shall meet jointly with the corresponding Committees set up with other associated countries participating on the basis of Article 49 (1) of the Regulation. The committee will allow for an exchange of information and monitor the proper implementation of the Arrangement.

Financial contribution: Liechtenstein shall contribute to the revenue of the Support Office an annual sum calculated in accordance with its Gross Domestic Product (GDP) as a percentage of the GDP of all participating States in accordance with the formula described in Annex I of the draft Arrangement.

Application of Staff Regulations to the Staff of the Support Office: the Staff Regulations of the European Union should apply to nationals of Liechtenstein recruited as staff members by the Support Office. Liechtenstein shall apply to the Support Office and to its staff the Protocol on the Privileges and Immunities of the European Union in accordance with Annex II.

Territorial provisions: Denmark is not taking part in the Arrangement.

ENTRY INTO FORCE: 19.05.2014. The date of entry into force of the Agreement will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.